

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

|   |   |                              |
|---|---|------------------------------|
| In re:  | ) |                              |
| HIGHLAND CAPITAL MANAGEMENT, L.P., <sup>1</sup> | ) | Chapter 11                   |
| Reorganized Debtor.                             | ) | Case No. 19-34054 (SGJ)      |
| HIGHLAND CAPITAL MANAGEMENT, L.P.               | ) |                              |
| Plaintiff,                                      | ) |                              |
| vs.   | ) | Adv. Pro. No. 21-03004 (SGJ) |
| HIGHLAND CAPITAL MANAGEMENT FUND                | ) |                              |
| ADVISORS, L.P.,                                 | ) |                              |
| Defendant.                                      | ) |                              |

**CERTIFICATE OF SERVICE**

I, Elliser Silla, depose and say that I am employed by Kurtzman Carson Consultants LLC (“KCC”), the claims and noticing agent for the Reorganized Debtor in the above-captioned case.

On November 30, 2021, at my direction and under my supervision, employees of KCC caused the following document to be served via Electronic Mail upon the service lists attached hereto as **Exhibit A** and **Exhibit B**; and via First Class Mail upon the service lists attached hereto as **Exhibit C** and **Exhibit D**:

- **Plaintiff's Third Amended Notice of Rule 30(b)(6) Deposition to Highland Capital Management Fund Advisors, L.P.** [Docket No. 84]

Dated: December 2, 2021

/s/ Elliser Silla  
Elliser Silla  
KCC  
222 N Pacific Coast Highway, Suite 300  
El Segundo, CA 90245

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<sup>1</sup> The Reorganized Debtor’s last four digits of its taxpayer identification number are (6725). The headquarters and service address for the above-captioned Reorganized Debtor is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

# **EXHIBIT A**

**Exhibit A**  
Adversary Service List  
Served via Electronic Mail

| Description   | CreditorName                   | CreditorNoticeName  | Email   |
|---|--------------------------------|---|---|
| Financial Advisor to Official Committee of Unsecured Creditors  | FTI Consulting                 | Earnestiena Cheng, Daniel H O'Brien   | Earnestiena.Cheng@fticonsulting.com; Daniel.H.O'Brien@fticonsulting.com                   |
| Counsel for the Debtor  | Hayward & Associates PLLC      | Melissa S. Hayward, Zachery Z. Annable                                      | MHayward@HaywardFirm.com; ZAnnable@HaywardFirm.com  |
| Counsel for the Dugaboy Investment Trust and Get Good Trust   | Heller, Draper & Horn, L.L.C.  | Douglas S. Draper, Leslie A. Collins, Greta M. Brouphy                      | ddraper@hellerdraper.com; lcollins@hellerdraper.com; gbrouphy@hellerdraper.com            |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Andrew Clubok, Sarah Tomkowiak, Jason Burt                                  | andrew.clubok@lw.com; sarah.tomkowiak@lw.com; jason.burt@lw.com                           |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Asif Attarwala, Kathryn K. George   | asif.attarwala@lw.com; Kathryn.George@lw.com  |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Jeffrey E. Bjork, Kimberly A. Posin   | jeff.bjork@lw.com; kim.posin@lw.com   |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Zachary F. Proulx, Jamie Wine   | Zachary.Proulx@lw.com; Jamie.Wine@lw.com  |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc. | Munsch Hardt Kopf & Harr, P.C. | Davor Rukavina, Esq., Julian P. Vasek, Esq.                                 | drukavina@munsch.com; jvasek@munsch.com   |
| Counsel for Frank Waterhouse  | Ross & Smith, PC,              | Frances Smith   | frances.smith@judithwross.com   |
| Counsel for Official Committee of Unsecured Creditors   | Sidley Austin LLP              | Matthew Clemente, Alyssa Russell, Elliot A. Bromagen, Dennis M. Twomey      | mclemente@sidley.com; alyssa.russell@sidley.com; ebromagen@sidley.com; dtwomey@sidley.com |
| Counsel for Official Committee of Unsecured Creditors   | Sidley Austin LLP              | Penny P. Reid, Paige Holden Montgomery, Juliana Hoffman, Chandler M. Rognes | preid@sidley.com; pmontgomery@sidley.com; jhoffman@sidley.com; crognes@sidley.com         |

## **EXHIBIT B**

**Exhibit B**

Affected Parties  
Served via Electronic Mail

| Description   | CreditorName                                    | CreditorNoticeName   | Email   |
|---|---|----------------------|---|
| Counsel to James Dondero, Highland Capital Management Fund Advisors LP, NexPoint Advisors LP, The Dugaboy Investment Trust, The Get Good Trust and NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC ) | Crawford Wishnew & Lang                         | Michael J Lang       | mlang@cwllaw.com  |
| Counsel for Highland Capital Management Fund Advisors, L.P.   | Highland Capital Management Fund Advisors, L.P. |                      | bryan.assink@bondsellis.com;<br>fwaterhouse@highlandcapital.com |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | A. Lee Hogewood, III | Lee.hogewood@klgates.com  |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | Artoush Varshosaz    | artoush.varshosaz@klgates.com                                   |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | James A. Wright III  | james.wright@klgates.com  |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | Stephen G. Topetzes  | stephen.topetzes@klgates.com                                    |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al   | K&L Gates LLP                                   | David R. Fine        | david.fine@klgates.com  |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al   | K&L Gates LLP                                   | Emily K. Mather      | emily.mather@klgates.com  |

## **EXHIBIT C**

**Exhibit C**

Adversary Service List  
Served via First Class Mail

| Description   | CreditorName                   | CreditorNoticeName                                     | Address1                            | Address2            | City        | State | Zip   |
|---|--------------------------------|--|-------------------------------------|---------------------|-------------|-------|-------|
| Counsel for the Dugaboy Investment Trust and Get Good Trust   | Heller, Draper & Horn, L.L.C.  | Douglas S. Draper, Leslie A. Collins, Greta M. Brouphy | 650 Poydras Street, Suite 2500      |                     | New Orleans | LA    | 70130 |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Andrew Clubok, Sarah Tomkowiak, Jason Burt             | 555 Eleventh Street, NW, Suite 1000 |                     | Washington  | DC    | 20004 |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Asif Attarwala, Kathryn K. George                      | 330 North Wabash Avenue, Ste. 2800  |                     | Chicago     | IL    | 60611 |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Jeffrey E. Bjork, Kimberly A. Posin                    | 355 S. Grand Ave., Ste. 100         |                     | Los Angeles | CA    | 90071 |
| Counsel for UBS Securities LLC and UBS AG London Branch   | Latham & Watkins LLP           | Zachary F. Proulx, Jamie Wine                          | 1271 Avenue of the Americas         |                     | New York    | NY    | 10020 |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc. | Munsch Hardt Kopf & Harr, P.C. | Davor Rukavina, Esq., Julian P. Vasek, Esq.            | 3800 Ross Tower                     | 500 N. Akard Street | Dallas      | TX    | 75202 |
| Counsel for Frank Waterhouse  | Ross & Smith, PC,              | Frances Smith  | 700 N. Pearl Street                 | Suite 1610          | Dallas      | TX    | 75201 |

## **EXHIBIT D**



**Exhibit D**

Affected Parties

Served via First Class Mail

| Description   | CreditorName                                    | CreditorNoticeName   | Address1                                      | Address2   | City       | State | Zip        |
|---|---|----------------------|---|------------|------------|-------|------------|
| Counsel to James Dondero, Highland Capital Management Fund Advisors LP, NexPoint Advisors LP, The Dugaboy Investment Trust, The Get Good Trust and NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC ) | Crawford Wishnew & Lang                         | Michael J Lang       | 1700 Pacific Avenue Suite 2390                |            | Dallas     | TX    | 75201      |
| Counsel for Highland Capital Management Fund Advisors, L.P.   | Highland Capital Management Fund Advisors, L.P. |                      | 300 Crescent Court Suite 700                  |            | Dallas     | TX    | 75201      |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | A. Lee Hogewood, III | 4350 Lassiter at North Hills Avenue Suite 300 |            | Raleigh    | NC    | 27609      |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | Artoush Varshosaz    | 1717 Main Street, Suite 2800                  |            | Dallas     | TX    | 75201      |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | James A. Wright III  | 1 Lincoln Street                              |            | Boston     | MA    | 02110      |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.                                       | K&L Gates LLP                                   | Stephen G. Topetzes  | 1601 K Street, NW                             |            | Washington | DC    | 20006-1600 |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al   | K&L Gates LLP                                   | David R. Fine        | 17 North Second Street                        | 18th Floor | Harrisburg | PA    | 17101      |
| Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al   | K&L Gates LLP                                   | Emily K. Mather      | 4350 Lassiter at North Hills Avenue Suite 300 |            | Raleigh    | NC    | 27609      |